IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

OP.No. 1968 of 2003(H)

PETITIONER:

ABDUL JALEEL, S/O.MOHAMMED,
KODALIYIL, MOORKKANADU, MALAPPURAM
DISTRICT.

BY ADV. SRI.K.P.MUJEEB

RESPONDENTS:
---

1. THE DISTRICT EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS' WELFARE
FUND BOARD, MALAPPURAM.

2. THE DISTRICT COLLECTOR, MALAPPURAM.

3. THE SPECIAL DEPUTY TAHSILDAR
(REVENUE RECOVERY), PERINTHALMANNA.

R1 BY ADV. SRI.P.RAMAKRISHNAN
R2 AND R3 BY GOVERNMENT PLEADER SMT. LALITHA NAIR

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 19/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP 3568/03 & I.A.NO. 4455 OF 2004 IN CMP 3568 OF 2003, BOTH IN OP NO. 1968 OF 2003

DISMISSED

19.12.2006 SD/-C.N.RAMACHANDRAN NAIR, JUDGE.

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF NOTICE VIDE NO. D1.6185/02 DATED 30.9.2002 ISSUED BY THE THIRD RESPONDENT TO THE PETITIONER.

EXT.P2 TRUE COPY OF NOTICE VIDE NO. D1.6185/2002 DATED 30.9.2002 ISSUED BY THE THIRD RESPONDENT TO THE PETITIONER.

RESPONDENTS' EXHIBITS: NIL

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

O.P.NO. 1968 OF 2003

Dated this the 19th day of December, 2006

JUDGMENT

Even though counsel for the petitioner submitted that she has not got current instructions, standing counsel for the respondents submitted that demand is raised against the petitioner based on petitioner's admission that he is operating the stage carriage, even though his father is the registered owner. He further reported that no appeal was filed against the demand of welfare fund contribution for two workers for the year 2001-02 and the entire amount is recovered through revenue recovery proceedings. In the circumstances, nothing survives to be considered in the O.P. O.P. is therefore closed.

(C.N.RAMACHANDRAN NAIR)
Judge